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08 JUL 30 2008
RICHARD H. WICKING
AM 11:47
FILED

1 **COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983**

2 Name ROSENBAUM VINCENT LEE

3 (Last)

(First)

(Initial)

4 Prisoner Number 2069375

(PR)

5 Institutional Address 2100 NAPA VALLEJO HIGHWAY
6 NAFA, CA 94558

SI

7 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA

8 VINCENT ROSENBAUM CV 08 3643

9 (Enter the full name of plaintiff in this action.)

10 vs.
11 ED FOULK
12 _____
13 _____
14 _____
15 (Enter the full name of the defendant(s) in this action)

Case No. CV 08-3436
(To be provided by the Clerk of Court)

12 **COMPLAINT UNDER THE
CIVIL RIGHTS ACT,
Title 42 U.S.C § 1983**

13 *INCLUDED WITH
HABEAS CORPUS*

16 **[All questions on this complaint form must be answered in order for your action to proceed.]**

17 1. Exhaustion of Administrative Remedies.

18 [Note: You must exhaust your administrative remedies before your claim can go
forward. The court will dismiss any unexhausted claims.]

19 A. Place of present confinement NAPA STATE Hospital

20 B. Is there a grievance procedure in this institution?

21 YES () NO ()

22 C. Did you present the facts in your complaint for review through the grievance
procedure?

23 YES () NO ()

24 D. If your answer is YES, list the appeal number and the date and result of the
appeal at each level of review. If you did not pursue a certain level of appeal,
explain why.

1 1. Informal appeal Letter ED FOULK
2 7/24/08

3
4 2. First formal level NAPA SUPERIOR COURT
5 HABEAS CORPUS WRIT

6
7 3. Second formal level UNITED STATES DISTRICT
8 COURT FOR CASE NO: CV08-3436
9 HABEAS CORPUS PENDING

10
11 4. Third formal level UNITED STATES DISTRICT
12 COURT 42 U.S.C. 1983 CIVIL RIGHTS
COMPLAINT

13 E. Is the last level to which you appealed the highest level of appeal available to
14 you?

15 YES () NO ()

16 F. If you did not present your claim for review through the grievance procedure,
17 explain why.

18
19 II. Parties.

20 A. Write your name and your present address. Do the same for additional plaintiffs,
21 if any.

22
23 VINCENT ROSENGALM
24 2100 NAPA VALLEJO HIGHWAY
25 NAPA, CALIFORNIA 94558

26 B. Write the full name of each defendant, his or her official position, and his or her
27 place of employment.

28 ED FOULK-EXECUTIVE DIRECTOR NAPA STATE HOSPITAL

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5 III. Statement of Claim.

6 State here as briefly as possible the facts of your case. Be sure to describe how each
7 defendant is involved and to include dates, when possible. Do not give any legal arguments or
8 cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
9 separate numbered paragraph.

10 1) MY COMMITMENT ORDER WAS VACATED
11 ON 7/9/08 - SUPREME COURT OF CALIFORNIA
12 2) 16 DAYS LATER I REMAIN ILLEGALLY
13 IMPRISONED AND LEGALLY THE STATE
14 HAD 15 DAYS TO CHARGE ME OR
15 RELEASE ME!
16 3) I AM ILLEGALLY IMPRISONED
17 4) I BELIEVE DAY 31 OF 60 SPEEDY TRIAL
18 5) ED FOULK EXECUTIVE DIRECTOR
19 OF NAPA STATE HOSPITAL IS IN
20 CONTEMPT OF COURT AND
21 GUILTY OF KIDNAPPING
22 SEE ATTACHMENT (ARREST WARRANT)

23 IV. Relief.

24 Your complaint cannot go forward unless you request specific relief. State briefly exactly
25 what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

26 I WANT A JUDGMENT OF \$ 15 MILLION
27 DOLLARS FOR ILLEGAL IMPRISONMENT
28 AND HUNDREDS OF CRIMES COMMITTED
AGAINST ME.

1 I WOULD LIKE VICTIM WITNESS RELOCAT-
2 ION ~~HELP~~ DUE TO HATE CRIMES BY
3 UKIAH POLICE | MY HOUNDS RETURNED
4 RELEASE FROM ILLEGAL CUSTODY

5 I declare under penalty of perjury that the foregoing is true and correct.

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7 Signed this 24 day of JULY, 2008

8
9 Vincent Rosenbalm

10 (Plaintiff's signature)

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UNITED STATES DISTRICT COURT
NORTHERN District of CALIFORNIA

UNITED STATES OF AMERICA

WARRANT FOR ARREST

V.

ED FOULKCase Number: CV08-3436To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest

ED FOULK

Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

Indictment Information Complaint Order of court Probation Violation Petition Supervised Release Violation Petition Violation Notice

charging him or her with (brief description of offense)

1) CONTEMPT OF COURT
2) KIDNAPPING

in violation of Title

18

United States Code, Section(s)

242

Name of Issuing Officer

Signature of Issuing Officer

Title of Issuing Officer

Date and Location

RETURN

This warrant was received and executed with the arrest of the above-named defendant at

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		

THE FOLLOWING IS FURNISHED FOR INFORMATION ONLY:

DEFENDANT'S NAME: _____

ALIAS: _____

LAST KNOWN RESIDENCE: _____

LAST KNOWN EMPLOYMENT: _____

PLACE OF BIRTH: _____

DATE OF BIRTH: _____

SOCIAL SECURITY NUMBER: _____

HEIGHT: _____ WEIGHT: _____

SEX: _____ RACE: _____

HAIR: _____ EYES: _____

SCARS, TATTOOS, OTHER DISTINGUISHING MARKS: _____

FBI NUMBER: _____

COMPLETE DESCRIPTION OF AUTO: _____

INVESTIGATIVE AGENCY AND ADDRESS: _____

1 PROOF OF SERVICE 7/24/08
23 I am Vincent Rosenthal an
4 American citizen over 18 years
5 of age
67 08 JUL 28 PM 1:08
8 CLERK, U.S. DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA10 CASE NO: CV08-3436 ST
1112 ON 7/24/08 I served the within
1314 1) 42 U.S.C. 1983 FORM
15 2) ARREST WARRANT
16 3) FINANCIAL PAPERS17 by placing a copy in the Napa
18 State Hospital Mail addressed
19 to: COURT CLERK

20 U.S. DISTRICT COURT

21 450 GOLDEN GATE AVE.

22 SAN FRANCISCO, CA 94102

23 From

24 Vincent Rosenthal

25 2100 Napa Valley Highway

26 Napa, CA 94558

27 Under the Penalty of Perjury

28 This is true and correct

to the best of my knowledge

Vincent Rosenthal